



PATIN.021A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : DeVore, et al.) Group Art Unit 3731
)
Appl. No. : 10/081,712)
)
Filed : February 21, 2002)
)
For : INTRA-BRONCHIAL)
OBSTRUCTING DEVICE)
THAT CONTROLS)
BIOLOGICAL INTERACTION)
WITH THE PATIENT)
)
Examiner : Dawson, Glenn K.)
)

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Restriction Requirement dated September 21, 2004, Applicant elects the invention identified by the Examiner as Group II, corresponding to Claims 23-34, drawn to a method of reducing the size of a lung. This election is made without traverse.

Applicants also respectfully request examination on the merits of new Claims 36-43, which are added in the Preliminary Amendment filed herewith. Applicants respectfully submit that examination of these additional claims would present no serious burden.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 10/21/04

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